

Exhibit Cover Page

EXHIBIT NUMBER _____

Code: 1540

IN THE FAMILY DIVISION
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

In the Matter of the Marriage of:

_____	Case No. _____
Petitioner 1,	
and	Dept. No. _____

Petitioner 2,	
Joint Petitioners.	
_____ /	

DECREE OF DIVORCE

This Court having considered the Joint Petition for Summary Decree of Divorce and all of the papers and pleadings on file, finds as follows:

1. That all of the allegations contained in the documents on file are true;
2. That all of the requirements of NRS 125.181 and NRS 125.182 have been met;
3. That the Petitioners have waived their respective rights to written notice of the Decree of Divorce, to appeal, to request findings of fact and conclusions of law and to move for a new trial; and
4. That this Court has complete jurisdiction to enter this Decree.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That Petitioners are granted a divorce and are restored to the status of unmarried persons.

2. That their agreements, as stated in the Joint Petition for Summary Decree of Divorce, are hereby ratified, confirmed, and incorporated into this Decree of Divorce.

3. That their agreements, as stated in the Joint Petition for Summary Decree of Divorce, regarding the division and distribution of community assets and debts, are hereby ratified, confirmed, and incorporated into this Decree of Divorce.

4. That their agreement, as stated in the Joint Petition for Summary Decree of Divorce, regarding the issue of alimony is hereby ratified, confirmed, and incorporated into this Decree of Divorce.

*Select **only one** of the statements below.*

5. Petitioner 1 is hereby restored to their former name of (*print full name: first, middle, last*):

or

- Petitioner 1 shall retain their present name.

*Select **only one** of the statements below.*

6. Petitioner 2 is hereby restored to their former name of (*print full name: first, middle, last*):

or

- Petitioner 2 shall retain their present name.

NOTICE:

The court is prohibited from giving legal advice to either party involved in this litigation. However, in furtherance of Senate Bill (SB) 434 effective July 1, 2023, the Court provides the following notice to the parties:

“All property, other than that stated in NRS 123.130, acquired after marriage by either spouse or both spouses, is community property unless otherwise provided by an agreement in writing between the spouses; a decree of separate maintenance issued by a court of competent jurisdiction; NRS 123.190; or a decree issued or agreement in writing entered pursuant to NRS 123.259.” NRS 123.220. This includes pensions and/or retirement assets acquired after marriage by either spouse. In granting a divorce, this court shall, to the extent practicable, make an equal disposition of the community property of the parties, absent compelling reasons. See NRS 125.150. In dividing pension or retirement assets this Court must also comply with NRS 125.155, the Employee Retirement Income Security Act of 1974 (ERISA), and any other applicable state and federal laws. Litigants are responsible for presenting testimony and evidence in support of any claim they believe they have for the manner in which these assets should be allocated. See *Gemma v. Gemma*, 105 Nev. 458, 778 P.2d 429 (1989) and *Fondi v. Fondi*, 106 Nev. 856, 802 P.2d 1264 (1990).

In making the order outlined above, this Court allocates the community and separate property portions of the parties' disclosed retirement and pension assets in accordance with applicable law or this Court accepts the parties' stipulated settlement agreement. For certain types of retirement and pension assets, an additional court order such as a Qualified Domestic Relations Order (QDRO) or Court Order Acceptable for Processing (COAP) is required to effectuate the Decree of Divorce awarding a portion of the participant's pension plan, military pension, or retirement asset to another payee. QDROs and COAPs are generally issued separate from the Decree of Divorce and

must conform with the terms set forth in the Decree of Divorce. *See Henson v. Henson*, 130 Nev. 814, 334 P.3d 933 (2014). **It is the litigants' responsibility to ensure any necessary QDRO or COAP orders are provided to the Court for issuance at the time of issuance of the Decree of Divorce or immediately following issuance of the Decree of Divorce. The Court does not and will not prepare these orders for you.**

For more information regarding pensions, retirement assets, QDROs and/or COAPs the Court encourages litigants to consult with legal counsel, utilize the services of the lawyer in the library program (www.washoecourts.com/lawlibrary/lawyerinlibrary), and/or review relevant legal authority including but not limited to the authorities cited above.

THIS IS A FINAL DECREE.

Date: _____

DISTRICT JUDGE

Respectfully Submitted:

Date: _____

Petitioner 1's signature: _____

Petitioner 1 print name: _____

Date: _____

Petitioner 2's signature: _____

Petitioner 2 print name: _____

***The Petitioners must initial and sign this Decree of Divorce
using a blue or black ink pen***